

10/583419

AP20 Rec'd PCT/PTO 16 JUN 2006

Docket No.: 65507(52059)

(PATENT)

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Dated: June 16, 2006

Signature: Susan M Dillon  
(Susan Dillon)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Christian Hubschwerlen et al.

Application No.: National Phase of  
PCT/EP04/014500

Confirmation No.: N/A

Filed: Concurrently Herewith

Art Unit: N/A

For: OXAZOLIDINONE-QUINOLONE HYBRID  
ANTIBIOTICS

Examiner: Not Yet Assigned

### INFORMATION DISCLOSURE STATEMENT (IDS)

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "Documents Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith.

Applicant has not submitted copies of each cited U.S. patent and U.S. patent application as required by 37 CFR 1.98(a)(2)(i), amended October 2004, as the U.S. Patent and Trademark Office has waived this requirement for all U.S. patent applications. Applicant submits herewith copies of foreign and non-patents in accordance with 37 CFR 1.98(a)(2).

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Application No.: National Phase of PCT/EP04/014500 2 Docket No.: 65507(52059)

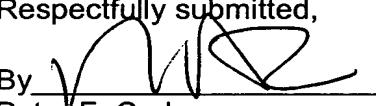
In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed documents.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 65507(52059).

Dated: June 16, 2006

Respectfully submitted,

By   
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PTO/SB/08a/b (07-05)

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| Substitute for form 1449A/B/PTO |   |    |   | <i>Complete if Known</i> |                               |
|                                 |   |    |   | Application Number       | Not Yet Assigned<br>104583419 |
|                                 |   |    |   | Filing Date              | Concurrently Herewith         |
|                                 |   |    |   | First Named Inventor     | Christian Hubschwerlen        |
|                                 |   |    |   | Art Unit                 | N/A                           |
|                                 |   |    |   | Examiner Name            | Not Yet Assigned              |
| Sheet                           | 1 | of | 1 | Attorney Docket Number   | 65507(52059)                  |

| U.S. PATENT DOCUMENTS |                       |   |                                |  |   |
|-----------------------|-----------------------|---|--------------------------------|--|---|
| Examiner Initials*    | Cite No. <sup>1</sup> | Document Number<br>Number-Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages or Relevant<br>Figures Appear |
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| FOREIGN PATENT DOCUMENTS |                       |  |                                |  |   |
|--------------------------|-----------------------|--|--------------------------------|--|---|
| Examiner Initials*       | Cite No. <sup>1</sup> | Foreign Patent Document<br>Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages or Relevant<br>Figures Appear |
|                          | BA                    | WO-WO 2003/032962-A  | 04-24-2003                     | Morphochem AG Fuer Kombinatori                     |   |
|                          | BB                    | WO-WO 2003/031443-A  | 04-17-2003                     | Morphochem AG Fuer Kombinatori                     |   |
|                          | BC                    | WO-WO 2002/059116-A  | 08-01-2002                     | Barbachyn Michael R.                               |   |
|                          | BD                    | WO-WO 2003/002560-A  | 01-09-2003                     | Vita Invest. SA                                    |   |

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| NON PATENT LITERATURE DOCUMENTS |                       |   |  |  |                             |
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Application No. (if known): Not Yet Assigned

Attorney Docket No.: 65507(52059)

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IDS (Citation) by Applicant (4 References) (1 page)